

IDAHO BOARD OF COSMETOLOGY

February 1, 1999

Meeting was called to order at 8:35 a.m. Roll call: Carol Martin, Chair; Christy Stutzke, Vice-Chair; Geneal Thompson, Secretary; Patrick Ulsh, and Kimber Hicks. Bureau staff present: Carmen Westberg, Budd A. Hetrick, Jr., John Kersey, Randall Everitt, Cindy Rowland, Carol Ehlinger, Matt Lucas, Joe Van Huss, and Cherie Simpson. Legal counsel present: Roger Hales and Kirsten Wallace, Deputy Attorney General.

Others present: Timi Johnston, Shirleen Parks, Eric Negaard, Charlene Wicks, Maria Shearer, Deborah Bauer, Mark Stallman, Toni Howland, Anna McKean, Jennifer Schraff, Tracy Oswald, E. B. "JR" Scholes, Jr., Nancy Roland, Michelle Reinke, Peggy Foster, Deedee Wolf, Cindy Ulstad, Sheila O'Camb, Suzi Warren, Cindy Rost, Jamie Rost, and Denise Ostolasa.

Moved by Ms. Stutzke that minutes from October and conference calls be approved as submitted. Seconded by Mr. Ulsh, carried.

Letter from Irene Brueggeman of Coeur d'Alene was read. She is a retiring hairdresser who notified the Board of her retirement from the profession after 60 years of service.

Election of officers: Moved by Ms. Stutzke that all present Board positions be held for 1999 as in 1998. Seconded by Mr. Ulsh, carried.

Review of applications for instructors license based on college credits:

Maria Shearer – Moved by Mr. Hicks to accept credits for the instructors license. Seconded by Ms. Stutzke, carried.

G. Deeanna Wolf – Moved by Mr. Hicks that request be denied due to insufficient college credits. Seconded by Mr. Ulsh, carried.

Jodi Clayton – Moved by Mr. Hicks that request be denied due to insufficient college credits. Seconded by Mr. Ulsh, carried.

Yvette Serrano – Moved by Mr. Hicks to accept credits for the instructors license. Seconded by Ms. Stutzke, carried.

Application for Sylvia Hendricks – Esthetician was reviewed. Moved by Mr. Hicks that letter be sent to Ms. Hendricks requesting more information on her training and the requirements she had to meet. Seconded by Mr. Ulsh, carried.

Letter from Lee Reilly requesting a waiver of the penalty for failure to renew by December 31st. Moved by Mr. Hicks that she not be charged a penalty for her renewal of license. Seconded by Mr. Ulsh, carried.

Sheila O'Camb appeared before the board requesting that she be granted licensure as a cosmetology by endorsement based on her years of experience even though it does not meet the requirement of three years in the last five years. Moved by Mr. Hicks that request be denied. Seconded by Ms. Stutzke, carried. Moved by Mr. Hicks that the

temporary work permit she was issued be withdrawn and ask that she submit it to the Board. Seconded by Mr. Ulsh, carried.

Jeannie Audette appeared before the board addressing her concerns on the amount of hours credited for each year of work experience to meet our hour requirement.

Correspondence was reviewed. No action taken.

Denise Ostolasa appeared before the Board requesting a waiver of the shop space requirement for an establishment license. Moved by Mr. Hicks that her request be denied on the basis that she does not have the 108 square feet required by rules. Seconded by Ms. Stutzke, carried with Mr. Ulsh abstaining.

Cindy Rost appeared before the Board on the behalf of her daughter Jaimie Rost. Moved by Ms. Stutzke that Board go into executive session to discuss private licensee examination. Seconded by Mr. Ulsh, carried. Moved by Ms. Stutzke to come out of executive session. Seconded by Mr. Hicks, carried. Moved by Mr. Hicks that Ms. Rost be allowed to retake the theory examination with the aid of a webster's dictionary, textbook, and a reader. Seconded by Ms. Thompson, carried. Moved by Mr. Hicks that Ms. Rost not be required to complete 40 hours of additional training. Seconded by Ms. Stutzke. Moved by Mr. Hicks that Ms. Rost be allowed time and a half to complete the theory examination. Seconded by Mr. Ulsh, carried.

Ms. Westberg distributed the financial report and explained that the indirect cost allocations are being reviewed and may be revised. The board will be advised and a new financial statement will be distributed with any changes explained.

Investigators reports

Joe Van Huss – Mr. Van Huss reported that inspections are nearly caught up in the North - He reported several instances of inappropriate use of dremel tools on client fingernails.

John Kersey – distributed the complaint and distribution report to the Board.

Matt Lucas – Mr. Lucas reported that the majority of his time is spent on the complaints and investigations that are assigned to him. He is hoping to get to the inspections soon and meet more of the people in his part of the state.

Carol Ehlinger – Ms. Ehlinger reported that Idaho Falls is in good shape for investigations and inspections.

Cindy Rowland – Ms. Rowland reported that her biggest concerns are in the nail portion of the profession. Procedures for sanitation are not being followed. She also gave an update on the nail technicians that had been previously charged with misdemeanors.

Randy Everitt – Mr. Everitt reported on the areas of concern that he deals with regularly. He recommended that Board consider banning MMA in the field of cosmetology and would like the use of dremels either prohibited or restricted in use. He also stated that it assists in the investigations when the salons that report the damage to their patrons photograph it for use in the investigation. Mr. Everitt recommended that the Board consider requiring operators to report cases of severe damage to the Board.

Roger Hales – Mr. Hales reported that his findings on the notary issue were consistent with the findings of the Attorney Generals office. He explained that even though the Code is pretty much aimed at personal licenses he felt the shops should comply also to keep our records reliable.

Same day Scoring - Ms. Simpson reported that estimates on some of the equipment have not been received yet. At this time the cost of the equipment is around \$3500.00. If the equipment is procured, the Bureau would contact SMT (testing company) to request the software for installation. Training would occur over the telephone until it is understood or at least operational. The cost for the software and training is included in the \$5.00 per candidate charge.

Correspondence was reviewed.

Mr. Hicks explained to the Board that Idaho had received a request from NACCAS to include a course of study or similar language into the training requirement dealing with specific hours.

Moved by Mr. Hicks that the Board go into executive session to discuss contract, litigation, and employment issues. Seconded by Mr. Ulsh, carried.

Moved by Mr. Hicks that Board come out of executive session. Seconded by Mr. Ulsh, carried.

Break for lunch

Meeting reconvened at 1:35 a.m. Mr. Hetrick discussed the implementation of a revised student registration form and a revised C-37 form.

Mr. Hicks explained the status of the proposed legislation dealing with the demonstration bill. The Bureau will pull the Board's RS and the School Owners Association will carry the legislation.

Moved by Ms. Stutzke that the contract for the testing facility be accepted and signed by the Board. Seconded by Mr. Ulsh, carried with Mr. Hicks abstaining.

Discussion was held on the 2000 hours of training requirement and the request from NACCAS.

Discussion was held on the instructor requirements. The issue or question raised was whether a nail technician or esthetician can gain licensure to teach. Will request a written interpretation.

Moved by Mr. Hicks that Board go into executive session. Seconded by Mr. Ulsh, carried.

Moved by Mr. Hicks Board come out of executive session. Seconded by Ms. Stutzke

Moved by Ms. Stutzke that a letter be sent to the Governors office regarding the expense of certifying the examiners and a list of those recertified that includes: Kimber Hicks, Christy Stutzke, Ireta Mickelsen, Karen Shrum, and Lynn Fitzgerald (to replace Marie Lacroix as per previous request from Carol Martin). Seconded by Mr. Hicks, carried.

Moved by Mr. Hicks that a letter be sent to Eric Negaard, President, Idaho School Owners Association stating that the Board is in favor of the proposed bill regarding the demonstration bill and 54-802, 54-805, 54-818, and 54-827. Seconded by Mr. Ulsh, carried.

Moved by Mr. Hicks that a letter be sent to Debbie Shepherd regarding her performance as a rater. Seconded by Mr. Stutzke, carried.

Moved by Ms. Stutzke that a letter be sent to Sandi O'Shea regarding her unprofessional behaviour at the rater training session. Seconded by Mr. Ulsh, carried.

The Board requested that the Bureau send a letter to Joyce Coulter telling her she's been granted special dispensation and will be called upon as a rater this year.

February 2, 1999

The cosmetology instructors examination was administered to nine candidates.

Meeting reconvened.

Moved by Mr. Ulsh that Mr. Hicks be paid honorarium for the spring NIC board meeting. Seconded by Ms. Stutzke, carried.

Moved by Mr. Hicks that appeal of failed examination for Julie Miller-Brown be denied. Seconded by Ms. Stutzke, carried. In her letter reiterate the areas in which she scored low.

Board reviewed and approved the new revised student registration form and the C-37 forms. The board clarified that all incomplete applications be returned. This directive includes the 3 X 3 picture required by Idaho Code.

Moved by Ms. Stutzke that meeting adjourn at 4:00 p.m. Seconded by Mr. Ulsh, carried.